



RECEIVED

DEC 27 2002

200.1070CON3

TECH CENTER 1600/2900

UNITED STATES PATENT AND TRADEMARK OFFICE

Re: Application of: Benjamin OSHLACK, et al.

Serial No.: 10/054,726

Filed: November 12, 2001

For: **STABILIZED CONTROLLED  
RELEASE SUBSTRATE HAVING  
A COATING DERIVED FROM AN  
AQUEOUS DISPERSION OF  
HYDROPHOBIC POLYMER**

Art Unit: 1619

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

December 17, 2002

Sir:

In accordance with Applicants' duty of disclosure under 37 C.F.R. § 1.56 and the provisions of 37 C.F.R. §§ 1.97 and 1.98, Applicants hereby make of record the documents listed on the accompanying 8 page set of PTO-1449 Forms for consideration by the Examiner in connection with the examination of the above-identified patent application. Pursuant to 37 C.F.R. § 1.98(d), copies of the references listed on the above PTO 1449 Forms have not been enclosed herewith because these references have already been submitted and/or cited during the prosecution of the parent cases: U.S. Serial No. 08/667,052 (now U.S. Patent No. 5,681,585), U.S. Serial No. 08/899,924 (now U.S. Patent No. 6,129,933) and/or U.S. Serial No. 09/469,478

I hereby certify that the documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" in an envelope addressed to "Assistant Commissioner for Patents, Washington, DC 20231" on December 17, 2002.

DAVIDSON, DAVIDSON & KAPPEL, LLC

BY: Kwame Akpan

(now U.S. Patent No. 6,316,031 B1).

The present Information Disclosure Statement is filed under 37 C.F.R. §1.97(b), before the mailing of a first Office Action on the merits. Accordingly, it is believed that no fee is due. However, if it is determined that any fee is due, the Examiner is authorized to charge said fee to Attorney Deposit Account No. 50-0552.

It is respectfully requested that the reference cited on the accompanying PTO Form-1449 be considered and made of record.

It is respectfully submitted that the pending claims are patentable over all the references made of record at this time.

Respectfully submitted,

DAVIDSON, DAVIDSON & KAPPEL, LLC

By: 

Cary S. Kappel  
Reg. No. 36,561

Davidson, Davidson & Kappel, LLC  
485 Seventh Avenue, 14<sup>th</sup> Floor  
New York, New York 10018  
(212) 736-1940